

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS

September 16, 1981

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, September 16, 1981 in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - Hughes (arrived 8:02 p.m.),
Katnich, Murphy, Pinkerton, and
McCarty (Mayor)

Absent: Councilmen - None

Also

Present: City Manager Graves, Assistant City Manager
Glenn, Associate Civil Engineer Richard Prima, Community
Development Director Schroeder, City Attorney Stein,
and City Clerk Reimche

INVOCATION

The invocation was given by Dr. Wayne Kildall, Center of
Hope.

PLEDGE

The Pledge of Allegiance was led by Mayor McCarty.

PRESENTATIONS

DEPT. OF AGING
PRESENTATION

Mrs. Charlotte Humphrey, Director San Joaquin County
Department of Aging, addressed the Council regarding
recent developments in the field of aging and the
new composition of County Commission on Aging required
by the Older American's Act.

RESOLUTIONS OF
APPRECIATION -
RETIRING CITY
EMPLOYEES

Following introduction of the matter by Mayor McCarty
and the City Clerk, Council, on motion, of Mayor Pro
Tempore Murphy, Katnich second, adopted the following
Resolutions of Appreciation:

Resolution No. 81-135 - Orest Merry

Resolution No. 81-136 - Virginia Soucie

These retiring employees were commended for their many
years of dedicated service to the City of Lodi.

CONSTITUTION WEEK

Two Proclamations pertaining to "Constitution Week"
were presented to Mrs. Elwood Phillips, El Toyon Chapter,
N.S.D.A.R.

PUBLIC HEARINGS

CYPRESS STREET
ABANDONMENT
ORDERED

Notice thereof having been published and posted in
accordance with law and affidavit of publication and
posting being on file in the Office of the City Clerk,
Mayor McCarty called for the Public Hearing to consider
the abandonment of a portion of Cypress Street, Lodi.

The matter was introduced by Associate Civil Engineer
Richard Prima, who presented diagrams of the subject
area.

There were no persons in the audience wishing to speak
on the matter, and the public portion of the hearing was
closed.

Following discussion, on motion of Councilman Pinkerton,
Murphy second, Council adopted an Order of Abandonment
for a portion of Cypress Street, Lodi, as depicted on
Exhibit presented to Council.

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FILLEY RANCH E.I.R.

Notice thereof having been published in accordance with law and affidavit of publication being on file in the office of the City Clerk, Mayor McCarty called for the Public Hearing to consider the Certification of the Filley Ranch E.I.R.

Associate Civil Engineer Richard Prima addressed the Council regarding the subject matter and responded to questions as were posed by the Council. Diagrams of the subject area were presented by Mr. Prima for Council's perusal.

Mr. Ron Thomas, 1209 W. Tokay Street, Lodi, addressed the Council regarding the subject E.I.R.

There being no other persons wishing to speak on the matter, the public portion of the hearing was closed.

A very lengthy discussion followed with questions being directed to Mr. Thomas and to Staff.

On motion of Councilman Hughes, McCarty second, Council deferred action on certifying the Filley Ranch E.I.R. to allow time to receive information regarding alternate sources for storm drainage and the financing or funding thereof.

DECLARATION OF
IMPACTION
JULY 30, 1981
LODI UNIFIED SCHOOL
DISTRICT

Notice thereof having been published in accordance with law and affidavit of publication being on file in the office of the City Clerk, Mayor McCarty called for the Public Hearing to consider the Declaration of Impaction, Lodi Unified School District as adopted by the Board of Trustees for the Lodi Unified School District on August 4, 1981.

The matter was introduced by City Manager Graves.

Speaking on behalf of the document was Richard L. Ehrhardt, Facility Planner, Lodi Unified School District. Mr. Ehrhardt indicated that the Lodi Unified School District declared impaction in the following school attendance areas affected by current and proposed development plans, to wit:

Clements Elementary School Attendance Area
Elkhorn Elementary School Attendance Areas (including Oakwood)
Heritage Elementary School Attendance Area
Lakewood Elementary School Attendance Area
Lawrence Elementary School Attendance Area
Davis Elementary School Attendance Area
Live Oak Elementary School Attendance Area
Needham Elementary School Attendance Area
Leroy Nichols Elementary School Attendance Area
Vinewood Elementary School Attendance Area
Parklane Elementary School Attendance Area
Reese Elementary School Attendance Area
Washington Elementary School Attendance Area
Morada Middle School Attendance Area
Senior Elementary Middle School Attendance Area
Woodbridge Middle School Attendance Area
Houston Middle School Attendance Area
Lodi High School Attendance Area
Tokay High School Attendance Area

Mr. Ehrhardt further indicated that the 1981-82 Impaction Mitigation Plan as contained in the subject document is as follows:

Continued September 16, 1981

Based on a projected increase in enrollment of 900 students in 1981-82, the District will implement the following plan, subject to receipt of revenue--specifically as it is resolved by the Courts.

- I. Continue to lease from the State of California thirty-two (32) portable classrooms presently located at six (6) sites within the District \$ 65,000
- II. Develop and lease the "Maxi-School" in the Colonial Estates North Subdivision \$106,000
- III. Lease or lease-purchase sixteen (16) portables for placement at various locations with furniture and equipment \$230,000
\$454,000

There being no other persons wishing to speak on the matter, the public portion of the hearing was closed.

Mayor Pro Tempore Murphy outlined recommendation forthcoming from the recently formed County Task Force.

A very lengthy discussion followed with questions being directed to Staff and to Mr. Ehrhardt.

LODI UNIFIED SCHOOL
DISTRICT DECLARATION
OF IMPACTION

RES. NO. 81-130

2079
2043
12-820

On motion of Councilman Katnich, Hughes second, Council adopted Resolution No. 81-130 concurring with the findings of the Lodi Unified School District regarding impaction and setting forth the fees to be paid pursuant to Ordinance No. 1149 as follows:

- 1) for mobile spaces the rate shall be \$250.00 per space
- 2) for all other residential dwelling units, including units containing a single (one) bedroom, the rate shall be \$200 per bedroom.

The motion carried by the following vote:

Ayes: Councilmen - Hughes, Katnich, Murphy, and
McCarty

Noes: Councilmen - Pinkerton

Absent: Councilmen - None

Notice thereof having been published and posted in accordance with law and affidavit of publication and posting being on file in the office of the City Clerk, Mayor McCarty called for the Public Hearing to consider the abandonments of the alleys bounded by Walnut, School, Oak, and Sacramento Streets, Lodi.

The matter was introduced by Community Development director Schroeder, who presented diagrams of the subject area for Council's perusal.

Mr. Schroeder reported that the Planning Commission at its September 14, 1981 meeting recommended that the following actions be taken concerning the request of the U. S. Postal Service to abandon the alleys in the block bounded by Oak Street, Sacramento Street, Walnut Street, and School Street, Lodi:

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- a) that the east-west alley be abandoned with a Public Utility Easement being reserved over the total area encompassed by the abandoned alley; and
- b) that the north-south alley be abandoned with the exception of the northerly 120 feet with a Public Utility Easement being reserved over the total area of the abandoned portion of the north portion of the alley.

In making the above recommendations, the Planning Commission determined that no public need existed for those portions of the alleys recommended for abandonment.

Speaking on behalf of the proposed abandonment was:

- a) Mr. Bozant Katzakian, Katzakian and Schaffer, 122 N. Church Street, Lodi

Also addressing the Council on the matter were:

- a) Mr. Jim Becker
Director
Goodwill Industries
Sacramento Street
Lodi, CA 95240
- b) Mr. Edward Atwood
36 Penbrook Court
Moraga, CA

there being no other persons in the audience wishing to speak on the matter, the public portion of the hearing was closed.

ALLEYS ABANDONED
IN THE BLOCK BOUNDED
BY OAK STREET,
SACRAMENTO STREET,
WALNUT STREET AND
SCHOOL STREET WITH
CONDITIONS
cc-523

Following discussion with questions being directed to Staff and persons who had given testimony, Council, on motion of Councilman Pinkerton, Murphy second, adopted an Order to abandon the alleys bounded by Walnut, School, Oak and Sacramento Streets, Lodi with the following conditions:

- a) that the east-west alley be abandoned with a Public Utility Easement being reserved over the total area encompassed by the abandoned alley; and
- b) that the north-south alley be abandoned with the exception of the northerly 120 feet with a Public Utility Easement being reserved over the total area of the abandoned portion of the north portion of the alley.

TURNER ROAD AND
CLUFF AVENUE
ASSESSMENT DISTRICT
NO. 1
cc-1008

Notice thereof having been published and posted in accordance with law and affidavits of publication and posting being on file in the office of the City Clerk, Mayor McCarty announced that this was the time and place of hearing protests in relation to proposed acquisition and construction of improvements in the Turner Road and Cluff Avenue Assessment District No. 1. Following introduction by the City Manager who presented diagrams of the subject area, the procedures pursuant to the provisions of the Municipal Improvement Act of 1913 were outlined in detail by Mr. Timothy Hachman, Attorney at Law, of Blewett, Garretson and Hachman, a professional corporation appointed and employed to do and perform all legal services required in the conduct of the proceedings.

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The following persons addressed the Council regarding the matter.

- a) Mr. Donald E. Geiszler, 836 N. Cluff Ave., Lodi.
Mr. Geiszler indicated that he was not certain where he stood on this.
- b) Mr. Ron Judson, 2306 Corbin Lane, Lodi
- c) Lola Jean Kettleman, 642 N. Cluff, Lodi, (a letter dated August 24, 1981 had been received from the Kettlemans indicating that they did not wish to be included in the Turner Road and Cluff Avenue Assessment District No. 1)
- d) Mr. Henry R. Reynolds, 725 Costa Drive, Lodi, (two letters have been received from Mr. Reynolds-- July 9, 1981 and August 22, 1981) indicating their protest against the inclusion of their property in the proposed Assessment District.
- e) Mr. Les LaMaie, 311 Kristmont Street, Lodi (a letter dated July 21, 1981 had been received from Mr. LaMaie asking to be removed from the Assessment District)

A very lengthy discussion followed with questions being directed to Staff, to Mr. Hachman and to those persons giving testimony. It was suggested during the testimony and discussion that on the parcels in question that the City provide the curb, gutter, and sidewalk improvements and that the Assessment District be responsible for the paving in exchange for dedication of land (Cluff Avenue).

On motion of Councilman Katnich, Murphy second, Council continued the subject Public Hearing regarding the Turner Road and Cluff Avenue Assessment District No. 1 to the regular meeting of October 7, 1981. Council further authorized the attorneys to negotiate with various property owners under the assumption that the total east side of Cluff Avenue will be paved.

RECESS

Mayor McCarty declared a five-minute recess and the Council reconvened at approximately 11:00 p.m.

PLANNING COMMISSION

The following report of the Planning Commission Meeting of September 14, 1981 was presented as follows:

The Planning Commission -

ALLEY ABANDONMENT IN BLOCK BOUNDED BY OAK, SACRAMENTO, WALNUT AND SCHOOL STREETS

1. Recommended the following actions be taken concerning the request of the U.S. Postal Service to abandon the alleys in the block bounded by Oak Street, Sacramento Street, Walnut and School Street.
 - a. that the east-west alley be abandoned with a Public Utility Easement being reserved over the total area encompassed by the abandoned alley; and
 - b. that the north-south alley be abandoned with the exception of the northerly 120 feet with a Public Utility Easement being reserved over the total area of the abandoned portion of the north portion of the alley.

In making the above recommendations the Planning Commission determined that no public need existed for those portions of the alleys recommended for abandonment.

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PROPOSED AMENDMENTS
TO FENCE HEIGHT
RESTRICTIONS

CC-52(6)

2. Recommended that Section 27 of the Municipal Code (i.e. Zoning Ordinance) to permit changes in the City's fence height restriction. The recommended changes are being submitted under separate cover.

On motion of Mayor Pro Tempore Murphy, Pinkerton second, the heretofore matter identified as item 2 was set for Public Hearing on October 21, 1981.

ITEMS OF INTEREST

CC-35(9)

The Planning Commission also -

1. Approved the request of Baumbach and Piazza, Consulting Engineers on behalf of Lodi Memorial Hospital for a Tentative Parcel Map to create Parcel "A" - 7.77 acres (975 South Fairmont Avenue), and Parcel "B" - 1.33 acres (973 South Fairmont Avenue) in an area zoned R-C-P, Residential- Commercial-Professional.
2. Approved the request of R. W. Siegfried and Associates, Consulting Engineers, on behalf of Thomas Luckey Construction Company for a Tentative Map of Sandcreek, a 2-lot, 5.89 acre, 130 unit apartment/condominium project proposed for Lot 56, Lakeshore Village, Unit #1, in an area zoned P-D(21), Planned Development District No. 21.
3. Approved the request of Thomas Luckey Construction Co. for a Use Permit to construct Sandcreek, a 2-lot, 5.894 acre, 130 unit apartment/condominium project proposed for Lot 56, Lakeshore Village, Unit #1 in an area zoned P-D(21), Planned Development District No. 21.
4. Approved the request of Michael and Leslie Minson for a Use Permit for an electronic game center in the Lakewood Mall at 215 North Ham Lane in an area zoned C-S, Commercial Shopping Center.
5. Recommended that the San Joaquin County Board of Zoning Adjustment deny the request of John Taylor Fertilizers for a Use Permit to construct and maintain a fertilizer distribution operation to be located on the south side of Winery Road, approximately 2300 feet west of State Route 99, north of Lodi.

COMMUNICATIONS

CHECK PRESENTED FROM
OLD LODI HIGH SCHOOL

CC-7(9)
CC-42

City Clerk Reimche presented to the City Council a check in the amount of \$20,000 from the "Old" Lodi High School Site Foundation and presented a brief report on Field and Fair Day as prepared by the Foundation Committee. Council expressed its deep appreciation to the Foundation for the outstanding work it is doing on this project for the community.

PUC APPLICATION

CC-7(9)

The City Clerk presented a notice which had been received from Pacific Gas and Electric Company advising that in Application No. 60863, it has requested authorization under its Gas Adjustment Clause to revise its gas service tariff effective October 1, 1981 to reflect gas costs and to amortize the balance in the gas cost balance account.

City Clerk Reimche presented the following claims which had been filed against the City of Lodi. On recommendation of R.L. Kautz and Company, the City's Contract Administrator, and the City Attorney, and on motion of Councilman Pinkerton, Murphy second, the claims were rejected and referred back to R.L. Kautz and Company.

- 1) Renee Wagner - Date of Loss - April 14, 1981
- 2) Linda Krutsinger - Date of Loss - July 20, 1981

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- 3) David Linkous - Date of Loss - August 23, 1980
- 4) Lawrence Kout - Date of Loss - April 27, 1981
- 5) Katherine Crane - Date of Loss - June 20, 1981
- 6) Brenda Boschee - Date of Loss - May 26, 1981

COMMENTS BY CITY
COUNCILMEN

MEETING REQUESTED
WITH REPRESENTATIVES
OF P.G.&E. RE LODI
ELECTRICAL UTILITY

CC-56

Following introduction of the matter by Councilman Katnich and a lengthy discussion, Council, on motion of Councilman Katnich, Pinkerton second, directed the City Clerk to prepare a letter on behalf of the Council asking that Councilman Katnich and Councilman Pinkerton meet with representatives of P.G.&E. regarding the Lodi electrical utility. Further, Council agreed it will concur on the agenda for this meeting (goals and objectives of discussion).

DISCUSSION RE
SCENIC OVERLOOK
SITE TO BE PLACED
ON NEXT COUNCIL
AGENDA

Following introduction of the matter by Councilman Pinkerton, City Clerk Reimche was directed to place on the agenda for the next regular Council meeting, the Scenic Overlook site.

INFORMATION
REQUESTED RE
WORK ASSIGNMENTS

CC-6

Mayor Pro Tempore Murphy inquired as to how routine work would be accomplished with the loss of CETA employees throughout various City departments. City Manager Graves stated that this would be looked into.

REPORTS OF THE
CITY MANAGER

CONSENT CALENDAR

In accordance with report and recommendation of the City Manager, the following actions, hereby set forth between asterisks, on motion of Councilman Katnich, Hughes second, were approved by the Council.

* * * * *

CLAIMS CC-216

CLAIMS WERE APPROVED IN THE AMOUNT OF \$895,046.53.

ALMOND DRIVE
STREET
IMPROVEMENTS
ACCEPTED

CC-53

Council was apprised that the contract for "Almond Drive Street Improvements" which had been awarded to Teichert Construction of Stockton on June 3, 1981, in the amount of \$8,110.60 has been completed in substantial conformance with the plans and specifications approved by the City Council.

COUNCIL ACCEPTED THE IMPROVEMENTS IN "ALMOND DRIVE STREET IMPROVEMENTS," AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

MSC IMPROVEMENTS,
PHASE III ACCEPTED

CC-146

Council was informed that the contract for "MSC Improvements, Phase III", which had been awarded to Case Construction Company of Lodi on June 3, 1981, in the amount of \$50,222.00 has been completed in substantial conformance with the plans and specifications approved by the City Council.

COUNCIL ACCEPTED THE IMPROVEMENTS IN "MSC IMPROVEMENTS, PHASE III" AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

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AGENDA ITEMS REMOVED With the tacit concurrence of the Council, the follow-
FROM AGENDA ing items were removed from the agenda:

Agenda item "d" - "Accept Improvements, Ham Lane
at Beckman Ranch #5"

Agenda item "f" - "Accept Improvements, K-Mart"

PLEASANT AVENUE
CURB AND GUTTER
REPLACEMENT
APPROVED

CC-45(e)

Council was informed that the contract for "Pleasant Avenue Curb and Gutter Replacement", which had been awarded to Teichert Construction Company of Stockton on June 3, 1981 in the amount of \$31,331.70 has been completed in substantial conformance with the plans and specifications approved by the City Council.

COUNCIL ACCEPTED THE IMPROVEMENTS IN "PLEASANT AVENUE CURB AND GUTTER REPLACEMENT - LODI AVENUE TO WALNUT STREET" AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

AWARD - STREET
DEPARTMENT DUMP
TRUCK

City Manager Graves presented the following bids which had been received for a Street Department Dump Truck:

RES. NO. 81-132

CC-1200
12 100

BIDDER

BID

Geweke Ford \$35,899.30

Interstate International \$37,077.69

Following recommendation of the City Manager, Council adopted the following resolution:

RESOLUTION NO. 81-132

RESOLUTION AWARDING THE BID FOR THE DUMP TRUCK WITH EMULSION TANK FOR THE STREET DEPARTMENT TO INTERSTATE INTERNATIONAL, STOCKTON, CALIFORNIA, IN THE AMOUNT OF \$37,077.69 WHICH INCLUDES SALES TAX

ANNUAL LANE LINE
PAINTING SPECS
APPROVED

CC-47

SPECS FOR SECOND
QUARTER FISCAL
YEAR ASPHALT MATERIAL
APPROVED

CC-47

AGREEMENT WITH
PANAGIOTA ANAGNOS
APPROVED

CC-100(F)

COUNCIL APPROVED THE SPECIFICATIONS FOR THE ANNUAL LANE LINE PAINTING AND AUTHORIZED THE PURCHASING AGENT TO ADVERTISE FOR BIDS THEREON.

COUNCIL APPROVED THE SPECIFICATIONS FOR SECOND QUARTER FISCAL YEAR 1981 ASPHALT MATERIAL AND AUTHORIZED THE PURCHASING AGENT TO ADVERTISE FOR BIDS THEREON.

A proposed agreement with Panagiota Anagnos was presented for Council's approval. Council was apprised that this agreement covers the acquisition of property along the Anagnos Turner Road frontage. It also grants the City an easement along the south side of the Turner Road right-of-way. Paragraph 6 of the agreement stipulates that the deed will not be recorded until the Turner Road and Cluff Avenue Assessment District No. 1 has been approved by the City Council. If the Assessment District should fail to form by December 31, 1981, this agreement and the offers of dedication shall become null and void.

COUNCIL APPROVED THE AGREEMENT WITH PANAGIOTA ANAGNOS AND AUTHORIZED THE CITY MANAGER AND CITY CLERK TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY.

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RENEWAL OF CONTRACT
OF JANITORIAL
SERVICES FOR LODI
CITY HALL COMPLEX
APPROVED

CC-43

Council was apprised that Sentry Building Maintenance has provided janitorial service for the City Hall Complex since October 1979. The City has recently received a quote from Sentry Building Maintenance to maintain the City Hall Complex in accordance with the existing contract at an annual cost of \$52,750.00 which is an increase of 5.0%. This renewal would cover the period of July 1, 1981 to June 30, 1982.

Mayor Pro Tempore Murphy expressed his belief that contracts of this size should be open for bid rather than renewing the contract without benefit of the bidding procedure.

COUNCIL APPROVED AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE RENEWAL OF THE JANITORIAL SERVICES CONTRACT WITH SENTRY BUILDING MAINTENANCE, LOCKEFORD, CA FOR THE 1981-82 FISCAL YEAR.

AGREEMENT FOR
SCHOOL DISTRICT TO
USE STADIUM
APPROVED

CC-43

COUNCIL APPROVED AN AGREEMENT BETWEEN THE CITY OF LODI AND THE LODI UNIFIED SCHOOL DISTRICT FOR THE DISTRICT TO USE THE STADIUM AND AUTHORIZED THE MAYOR AND CITY CLERK TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY.

RESOLUTION OF
INTENTION TO ABANDON
THE NORTH-SOUTH
ALLEY BOUNDED BY
CHURCH STREET,
OLIVE COURT,
PLEASANT AVENUE
AND DAISY AVE.

RES. NO. 81-133

CC-526
20-300

Council was apprised that the City has received a request from the property owner at 210 Daisy Avenue to abandon the north/south alley bounded by Church Street, Olive Court, Pleasant Avenue and Daisy Avenue. The alley is not now being used for access and the property owner would like to see it abandoned.

The City will retain this area as a public utility easement for both overhead and underground utilities. All of the utilities involved have been notified of the proposed abandonment and staff feels that since the area will remain as a public utility easement, there should be no problem with any of the utilities maintaining their facilities.

On motion of Mayor Pro Tempore Murphy, Pinkerton second, Council adopted Resolution No. 81-133 - "Resolution of Intention to Abandon the North/South Alley Bounded by Church Street, Olive Court, Pleasant Avenue and Daisy Avenue", referred the matter to the Planning Commission, and setting the matter for Public Hearing on October 21, 1981.

COMPLAINT RE
CHEROKEE LANE
OLEANDERS

CC-526
2-16

Sometime ago, Council had received a letter from Bob Zamora, owner, Lodi Honda, 1700 South Cherokee Lane, Lodi, asking that the City of Lodi remove or at least trim down to a 3 foot height the Oleander bushes in the median on Cherokee Lane. Mr. Zamora stated that the present height of these oleander bushes obstructs vision and creates an extreme traffic hazard.

City Clerk Reimche presented similar letters that had been received from Ben's Electric, Inc., 1535 S. Cherokee Lane, Lodi, Henry Gunsch, Leon Croce, and W.W. "Bill" Canepa, 131 S. Orange Ave., Lodi, California.

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At the introduction of Councilman Pinkerton, Council commended the Lodi Design Group on the work they have accomplished.

Discussion followed with questions being directed to Mr. Bishop. Councilman Katnich indicated that he felt that the electorate should at the next election vote on a special tax to raise the funds necessary for this project.

Just prior to the close of the meeting, Council, on motion of Mayor Pro Tempore Murphy, Pinkerton second, adopted the Lodi Community Center Master Plan and directed the City Clerk to place the "Lodi Community Center" on the agenda for the October 7, 1981 meeting to receive further direction from the Council regarding the site.

PRINCIPAL AGREEMENT
AND AMENDMENT NO. ONE
TO MEMBER AGREEMENT
(SECOND PHASE) FOR
FINANCING OF
PLANNING AND
DEVELOPMENT
ACTIVITIES OF THE
SHELL EAST BLOCK
GEOTHERMAL PROJECT

City Manager Graves introduced the agenda item regarding the Principal Agreement and Amendment No. One to Member Agreement (Second Phase) for Financing of Planning and Development Activities of the Shell East Block Geothermal Project.

This subject had been reviewed in detail by the City Council at its Informal Informational Meeting of Tuesday, September 15, 1981.

RES. NO. 81-134

Council discussion followed with questions being directed to Staff.

CG-134
81-355

On motion of Councilman Hughes, Murphy second, Council adopted Resolution No. 81-134 approving the Principal Agreement and Amendment No. One to Member Agreement (Second Phase) for Financing of Planning and Development Activities of the Shell East Block Geothermal Project, and authorized the Mayor and City Clerk to execute the Agreement on behalf of the City. The motion carried by the following vote:

Ayes: Councilmen - Hughes, Katnich, Murphy, and McCarty

Noes: Councilmen - Pinkerton

Absent: Councilmen - None

ACTION ON
CONSIDERATION OF
RESOLUTION OF THE
PROJECT MEMBERS IN
THE CALAVERAS PROJECT
DEFERRED

Following discussion, Council on motion of Councilman Hughes, Murphy second, deferred action on consideration of resolution of the Project Members in the Calaveras Project, to allow time to seek out financial advice within the community regarding this project. The City Clerk was directed to agenda this item for the October 7, 1981 regular Council meeting. Utility Director Dave Curry was directed to prepare a schedule of projection regarding this project.

AGENDA ITEM REMOVED
FROM AGENDA

With the tacit concurrence of the City Council, agenda item "s" - "Approve TDA Claim" was removed from the agenda.

TENDER OF DEFENSE
TO COUNTY APPROVED
RE CLAIM FOR REFUND
OF TAXES AND SUIT
FOR TAXES

Following introduction of the matter, Council, on motion of Councilman Katnich, Murphy second, approved the tendering of defense to the County of San Joaquin regarding claim for refund of taxes and suit for taxes: Atchison, Topeka and Santa Fe Railroad.

VOTING DELEGATE AND
VOTING ALTERNATE
DESIGNATED FOR
ANNUAL CONGRESS
OF CITIES
CONFERENCE

On motion of Councilman Katnich, Murphy second, Council designated Councilman Pinkerton as the voting delegate and Mayor Pro Tempore Murphy as the voting alternate for the annual Congress of Cities Conference to be held in Detroit.

CG-6

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CAPITAL IMPROVEMENT
PROGRAM 1981-82

CE

A brief presentation regarding the proposed Capital Improvement Program - 1981-82 was made by City Manager Graves. At the direction of the Council, this item will again be placed on the agenda for the October 7, 1981 regular Council meeting.

CITY MANAGER GRANTED
SALARY INCREASE

RES. NO. 81-131

CC- 2-34300
ADJOURNMENT *CC-300*

On motion of Councilman Hughes, Murphy second, effective the pay period beginning July 6, 1981, City Manager Graves was granted a 7½% salary increase under Resolution No. 81-131.

There being no further business to come before the Council, the meeting was adjourned at approximately 12:30 a.m.

Attest:

Alice M. Reimche
ALICE M. REIMCHE
City Clerk